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ATTORNEYS FOR PLAINTIFF  
JO TANKERS BV

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JO TANKERS BV,

Plaintiff,

-against-

COMERCIALIZADORA DE PETROQUIMICOS Y  
QUIMICOS C.A. a/k/a COPEQUIM,

Defendant.

**JUDGE CHIN**

**07 CIV 8084**

07 Civ. \_\_\_\_ (\_\_\_\_)

**AFFIDAVIT IN**  
**SUPPORT OF ATTACHMENT**

STATE OF NEW YORK )

) ss:

COUNTY OF NEW YORK )

Michael J. Frevola, being duly sworn, deposes and says:

1. I am a member of the firm of Holland & Knight LLP, attorneys for plaintiff Jo Tankers BV ("Plaintiff"), and I am duly admitted to practice before the United States District Court for the Southern District of New York.

2. I am familiar with the facts and circumstances underlying this dispute and I am submitting this affidavit in support of the Verified Complaint and the Writ of Attachment.

3. Comercializadora de Petroquimicos y Quimicos C.A. a/k/a Copequim is not listed in the telephone directory of the principal metropolitan areas in this district, nor is it listed in the Transportation Tickler, a recognized commercial directory in the maritime industry.

4. Our office contacted the Secretary of State for the State of New York and was advised that Comercializadora de Petroquimicos y Quimicos C.A. a/k/a Copequim is not a New York business entity, nor is it a foreign business entity authorized to do business in New York.

5. To the best of my information and belief, Defendant Comercializadora de Petroquimicos y Quimicos C.A. a/k/a Copequim Ltd. cannot be found within this district or within the State of New York.

6. Based upon the facts set forth in the Verified Complaint, I respectfully submit that the Defendant Comercializadora de Petroquimicos y Quimicos C.A. a/k/a Copequim is liable to Plaintiff for the damages alleged in the Verified Complaint, which amount, as best as can be presently determined, to a total of US\$229,254.67, including estimated interest, expenses and attorneys' fees.

7. Upon information and belief, Defendant Comercializadora de Petroquimicos y Quimicos C.A. a/k/a Copequim has property, goods, chattels or effects within this jurisdiction, to wit: funds or accounts held in the name(s) of Comercializadora de Petroquimicos y Quimicos C.A. and/or Copequim at one or more of the following financial institutions:

Bank of America, N.A.

The Bank of New York

Citibank, N.A.

Deutsche Bank Trust Company Americas

HSBC Bank USA, N.A.

JPMorgan Chase Bank, N.A.

UBS AG

Wachovia Bank, N.A.

Société Générale

Standard Chartered Bank

BNP Paribas

Calyon Investment Bank

American Express Bank

Commerzbank

ABN Amro Bank

Bank Leumi USA

Banco Popular

Bank of Tokyo-Mitsubishi UFJ Ltd.

8. Plaintiff is, therefore, requesting that this Court, pursuant to Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure, issue a writ of maritime attachment for an amount up to US\$229,254.67.

**WHEREFORE**, Plaintiff respectfully requests that the application for a writ of maritime attachment and garnishment be granted.

  
\_\_\_\_\_  
Michael J. Frévola

Sworn to before me this  
14<sup>th</sup> day of September, 2007

  
\_\_\_\_\_  
Notary Public

# 4793121\_v1

**DIALYZ E. MORALES**  
**Notary Public, State Of New York**  
**No. 01MO6059215**  
**Qualified In New York County**  
**Commission Expires June 25, 2011**